

MINUTES
REGULAR MEETING OF THE
CITY COUNCIL
OF THE CITY OF EASTVALE
Wednesday October 13, 2010
6:30 P.M.
Rosa Parks Elementary School
13830 Whispering Hills Drive
Eastvale, CA 92880

1. **CALL TO ORDER:**

Chairman Rush called the Regular City Council meeting to order at 6:36 p.m.

2. **ROLL CALL:**

Present: Council Members Howell, Bootsma, Welch, Mayor Pro-Tem DeGrandpre, Mayor Rush

Staff Members Present: Interim City Manager Van Nort, Interim City Attorney Cavanaugh, Municipal Services Director Interwest Group Michael Kashiwagi, Planning Director Eric Norris, Doug Van Gelder, Captain Danny Feletenberger, and Interim City Clerk Judy Haughney

3. **PLEDGE OF ALLEGIANCE:**

Chairman Rush led the Pledge of Allegiance.

4. **PRESENTATIONS/ANNOUNCEMENTS:**

4.1 Presentation by Eastvale City Council of Certificates of Appreciation to the volunteers who assisted with the Inaugural Event on October 1, 2010.

Mayor Rush noted that this was an opportunity to the City Council to thank the volunteers for a fantastic inauguration that was beyond dimagination. The City Council then presented certificates of appreciation to the following people in appreciation of their hard work and assistance to make the City of Eastvale Inaugural the huge success that it was. Mr. Frank Mata, Al & Gina Nassar, Sherry Beck, Bill & Sharyn Link, Art & Roberta Howell, Jason Howell, Deanne DeGrandpre, Janice Frechette, Lesle & Steve Arneson, Matt Ford, Rocky Romero, Brian Freeman, Clark Ridell, Humberto Argurcia, Letitia Ugweke, Wendy Salazar, Ute Garcia, Daniel Potter, Bill Van Leeuwen, Chris Riley, Aimee Crossen, Julie Pavone, Joel Seigler, Gretchen Hausman, Melody Ciavavino, Francschell Williams, Toni Alario, Alex Kwiat, Andrea Shimono, Rob Medrano, CsalFire/Riverside County Fire, Riverside County

Sherriff's Department, Zap Printing, Rich Pelfrey and Jeff Williams.

At 6:51 a brief recess was taken to allow pictures to be taken. Mayor Rush reconvened the meeting at 6:56 p.m.

4.2 Presentation of Certificate of Recognition by the Eastvale City Council to Kaitie M. Van Voorhis for her heroic actions in saving the life of her grandmother.

Council Member Howell presented a certificate of appreciation to Kaitie M. Van Voorhis. She noted that Kaitie had learned what to do in school and was able to tell the EMT's what was going on. She noted that Kaitie was not able to attend the meeting that evening and that Matthew Conoscente of CalFire would accept on her behalf and that the certificate would be presented to Ms. Van Voorhis on October 21st.

4.3 Presentation by County of Riverside regarding Community Development Block Grant (CDBG).

The presentation was given by Suzanne Holland, Assistant Director Riverside County Economic Development. Ms. Holland noted that they are currently in their 36th year and are abating or eliminating blight in many areas. She noted that there are 13 cities participating in the program, in Riverside County. She added that some cities in the County are entitlement cities. She noted that they would be asking the City of Eastvale to sign a 3 year agreement, if they wished to participate, and added that the program is currently in the middle of the year. She noted that a letter would be sent to the City in May of 2011, asking if they wish to participate. If the City agrees, funding would begin in July of 2012. She gave a brief description of the program, noting that the determining factors for funding include, population, sub-standard housing and the number of residents currently at the poverty level. She noted that currently Eastvale has one tract that has 66% low to moderate income levels, but added that there are not a lot of low to moderate income level housing in Eastvale. She noted that they have met with some of the non-profits in the area and added that Supervisor Tavaglione does have an allocation that can be used for Eastvale. Interim City Manager Van Nort noted that he had met with the County regarding the CDBG allocation and it would amount to approximately \$120,000 per year. Mayor Rush inquired if Ms. Holland could explain the difference between contracting with the County and becoming an entitlement city. Ms. Holland explained that the money is received from HUD and that an entitlement city would be responsible for all of the reporting requirements, an action plan and a letter of credit. She pointed out that the Co-op cities receive this from the County and that a lot of

smaller cities to not have the resources to perform the required tasks. She also noted that the non-profit organizations that may benefit from the CDBG program do not have to be located in Eastvale, but need to serve Eastvale residents and that they also must be 501(3)(c).

5. PUBLIC COMMENT:

Dickie Simmons congratulated the Council on making the City shine at its inaugural. He extended thanks to all that had participated. He then noted that a Town Hall meeting would be held on October 26th at Rosa Parks Elementary School. He added that there would be reports from all of the service providers; the City Council would be present as would the Sheriff's Department, Fire Department and Code Enforcement. He also added that there would be an update on the purpose and goals. He noted that the public could contact them through eastvaleresidents.com or leave a phone number with the City Manager.

John Kopp offered congratulations on a great show and in boosting Eastvale. He added that the City Council should give consideration to placing gateway signs at the points of entry to the City.

6. APPROVAL OF MINUTES:

6.1 Approval of the minutes of the Joint Special Meeting between City of Eastvale City Council Elect and Corona-Norco Unified School District held August 25, 2010

Motion by DeGrandpre Second by Bootsma to approve the minutes of August 25, 2010.

Ayes: Howell, Welch, Bootsma, DeGrandpre, Rush

Noes: None

Abstain: None

Absent: None

7. CONSENT CALENDAR:

The Consent Calendar was approved by the following action.

Motion by Welch Second by Bootsma to approve the Consent Calendar as presented

Ayes: Howell, Welch, Bootsma, DeGrandpre, Rush

Noes: None

Abstain: None

Absent: None

8. PUBLIC HEARING ITEMS:

There were no public hearing items.

9. NEW BUSINESS ITEMS:

- 9.1 Consideration to adopt Ordinance number 2010-07
Establishing the City of Eastvale Planning Commission

Interim City Attorney Cavanaugh introduced the item. He noted that on October 1st the City Council had approved Ordinance number 2010-03 which appointed the City Council as the Planning Commission (PC). He noted that the Council is required by the state to do this or appoint another body to perform the function. State law allows this and the body is commonly known as the PC. He added that the Council can specify the number of members, but that there must be a minimum of 5. He pointed out that the PC is the body to hear all planning issues in the City, such as Specific Plans (SP), Conditional Use Permits (CUP) and General Plans. He noted that the PC is the body to evaluate and make recommendations to the City Council. He noted that the Commission can have the authority to do one of two things; they can be purely advisory, making no decisions or they can be granted authority to make decisions on certain items, such as subdivision maps and CUP's. He added that all decisions of the PC are subject to appeal and the appeal body is the City Council and added that a PC is prohibited from making certain decisions that only the Council can make as they are legislative in nature. He pointed out that the ordinance before the Council is what is most commonly used for a PC. He added that the Ordinance sets forth what the PC will be comprised of and how they will operate. He added that it was staff's recommendation to adopt the Ordinance. He added that this would be the first reading, the second reading would occur at the next meeting and it would take effect 30 days after the second reading. He pointed out that the PC would be subject to the Brown Act and would be required to have noticed meetings. He also added that they would be required to meet at least once a month. He noted that this will create a different independent body, but that the City Council will be the ultimate decision makers.

Councilmember Welch inquired regarding a Commission that has been delegated authority to make decisions and whether the appeals process is open to any individual or only the individual or agency that is making the appeal.

Interim City Attorney Cavanaugh responded that the appeal process is open to any member of the public or third party of interest.

Councilmember Bootsma inquired as to whether the Council could or should attend the PC meetings.

Interim City Attorney Cavanaugh responded that the City Council can attend meetings, however if the items are items that could potentially come to the City Council the Council would want to maintain objectivity as much as possible.

Mayor Rush inquired as to once the Ordinance is adopted how the Commissioners would be appointed.

Interim City Manager Van Nort noted that an ad would be published for 30 days and the City would receive applications. The process would be up to the Council, but there are a variety of ways this can be accomplished. He noted that the terms of the Commissioner would coincide with the terms of the Council. He added that he expected the Council to make their appointments to the Commission at their meeting in December and have the Commission operational by January 1, 2011.

Councilmember Howell inquired regarding Exhibit A and the language that states that a Commissioner will serve 2 years and whether that language could be changed.

Interim City Attorney Cavanaugh stated yes and that the language coincides with the General Election.

Mayor Rush inquired as to the amount of the stipend Commissioners would receive.

Interim City Attorney Cavanaugh noted that the Ordinance states that the stipend amount is up to the City Council and it is typically set by Resolution.

Interim City Manager Van Nort noted that a stipend typically reimburses for expenses and it can be done in different ways.

Interim City Attorney Cavanaugh noted that the Council can give direction on the stipend and staff will bring back a Resolution or the Council can wait and think it over.

Mayor Rush inquired if it would be a stipend plus mileage.

Interim City Manager Van Nort noted that the stipend would be all inclusive.

Motion by Howell Second by Bootsma to approve Ordinance 2010-07 establishing the City of Eastvale Planning Commission

Ayes: Howell, Welch, Bootsma, DeGrandpre, Rush

Noes: None

Abstain: None

Absent: None

9.2 Consideration to adopt Ordinance Number 2010-06 setting the date of the General Municipal Election on the date of the Statewide General Election

Interim City Attorney Cavanaugh introduced the item and noted that the Ordinance before the Council sets the date of the City election on

the date of the statewide election and that State law requires the City to set the date of their election on an approved day. He added that in the LAFCO appropriations the date of the election was also set on the same day as well. He pointed out that State law allows cities to set the date on the date of a primary or general election and that most cities hold their elections in November to coincide with other elections. He stated that this tends to lessen the financial impact to cities. He stated that the City would consolidate its election with the County and that this proved to be the most cost effective method. He added that this ordinance sets the next election for November 2012. He then pointed out a new law that had gone into effect, AB2795 that sets the terms of the Council. He noted that the top three vote getters would be running at the second general election following incorporation and the lowest 2 would run at the next election. He noted that staff recommended approval of the Ordinance.

Motion by DeGrandpre Second by Bootsma to approve Ordinance 2010-06 setting the date of the Municipal Election on the date of the State wide election

Ayes: Howell, Welch, Bootsma, DeGrandpre, Rush

Noes: None

Absent: None

Abstain: None

It was requested that item 9.1 be re-opened as there was public comment on the item.

Mayor Rush re-opened the public hearing at 7:10 and called for Public Comment. Chad Blaise noted that he works for the City of Fullerton and pointed out that it is important to have the Planning Commission but also important on how the Commission is vetted. He noted that he felt that any decisions should be subject to the Council's final vote. He added that the Commission is not elected, but appointed and the Council are the one's who are elected and therefore accountable to the public. He added that he had sent an email to Interim City Manager Van Nort and the Council but had received no response.

Councilmember Welch noted that he appreciated the comments and was surprised to hear that most Planning Commission's are given that authority.

Motion by Howell Second by DeGrandpre Approving Ordinance 2010-07 Establishing the City of Eastvale Planning Commission

Ayes: Howell, Bootsma, DeGrandpre, Rush

Noes: Welch

Absent: None

Abstain: None

10. OLD BUSINESS ITEMS:

There were no Old Business items

11. COUNCIL COMMUNICATIONS:

Mayor Pro-Tem DeGrandpre noted that he had attended the WRCOG meeting and was welcomed as a member and presented with a Proclamation. He added that the Proclamation still needed to be signed by the Chairman who was absent. He noted that the biggest issues facing California cities will be addressed by Proposition 22, which stops the State from raiding city funds for their own purpose.

Councilmember Bootsma noted that he had attended a meeting with the BIA and offered congratulations to Municipal Services Director Kashiwagi as it was well received and he had done an excellent job.

Councilmember Welch noted that he had the opportunity to attend the Fall Festival. He noted that people were still in a party mood and thanked those responsible for the event.

Mayor Rush asked the Interim City Manager and Interim City Attorney to prepare a report for the Council regarding an overview of goals and objectives. He added that all needed to stay focused and have their ducks in a row. He asked that if anyone had any comments to direct them to the Interim City Manager. He noted a letter from CalFire regarding fire department issues had been received. He also noted that he had attended a meeting of RCTC that day and would be meeting with the Clerk of the Board and the Chair regarding the goals of the Commission.

Councilmember Welch noted that he appreciated that these things are brought up. He pointed out that he was still trying to sort out 2-3 email accounts and keeping track of who is going to respond to what. He asked for patience if someone was awaiting a response and suggested that questions be directed to the Interim City Manager for an immediate response.

12. CITY MANAGER'S REPORT:

Interim City Manager Van Nort announced that that evening, when he arrived there were a lot of young people in the multi-purpose room. He announced that they had been practicing for a play "Hercules" that would be performed the following week. He noted that they would like to have the Council in attend and that there would be 600 residents in attendance.

13. CLOSED SESSION:

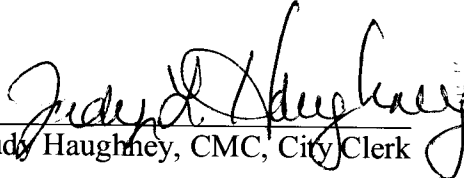
There was no Closed Session.

14. ADJOURNMENT:

Councilmember Welch announced that he would not be in attendance at the second meeting of the month as he would be attending a conference in Minnesota that had been previously planned.

Chairman Rush adjourned the meeting at 7:43 p.m.

Respectfully Submitted,


Judy Haughney, CMC, City Clerk

